

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

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4 ADRIAN A. WOLF,

5 Plaintiff(s),

6 v.

7 LVGV, LLC dba The M Resort Spa Casino, a
8 Nevada limited liability company; Does I through
V; and Roe Business Entities VI through X,

9 Defendant(s).

Case No. 2:19-cv-02222-APG-VCF

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12 **ORDER RESCHEDULING A SETTLEMENT
CONFERENCE**

13 Due to a conflict on the court's calendar,

14 IT IS ORDERED that that the settlement conference scheduled for 10:00 a.m., December 13,
15 2021, is **RESCHEDULED to 10:00 AM, November 16, 2021.**

16 IT IS HEREBY ORDERED that counsel/parties must email chambers at
17 VCF_Chambers@nvd.uscourts.gov, with all email address(es) to be used for the video conference hearing
18 by noon, November 9, 2021.

19 All **principal counsel of record who will be participating in the trial** and who have full authority
20 to settle this case, all parties appearing pro se, if any, and **all individual parties must be present**. In the
case of non-individual parties, counsel of record shall arrange for an officer or representative with binding
authority to settle this matter up to the full amount of the claim or most recent demand to be present for
the duration of the conference.

21 If any party is subject to coverage by an insurance carrier, then a representative of the insurance
22 carrier with **authority to settle this matter up to the full amount of the claim** or most recent demand must
23 also be present for the duration of the settlement conference. This representative must be the adjuster
24 primarily responsible for the claim or an officer with supervisory authority over that adjuster. Third party
25 administrators do not qualify.

1 A request for an exception to the above attendance requirements must be filed and served at least
2 three weeks prior to the settlement conference. Counsel of record, individual parties, and a fully
3 authorized representative must attend the settlement conference unless the court enters an order granting
4 a request for exception.

5 **PREPARATION FOR SETTLEMENT CONFERENCE**

6 In preparation for the settlement conference, the attorneys for each party shall submit a
7 confidential settlement conference statement for the Court's in camera review. The settlement conference
8 statement shall contain the following:

9 1. Identify, by name or status the person(s) with decision-making authority, who, in
10 addition to counsel, will attend the settlement conference as representative(s) of the party, and persons
11 connected with a party opponent (including an insurer representative) whose presence might substantially
12 improve the utility of the settlement conference or the prospects of settlement;

13 2. A brief statement of the nature of the action.

14 3. A concise summary of the evidence that supports your theory of the case, including
15 information which documents your damages claims. Please attach to your statement any documents or
16 exhibits which are relevant to key factual or legal issues, including selected pages from deposition
17 transcripts or responses to other discovery requests.

18 4. An analysis of the key issues involved in the litigation.

19 5. A discussion of the strongest points in your case, both legal and factual, and a frank
20 discussion of the weakest points as well. The Court expects you to present a candid evaluation of the
21 merits of your case.

22 6. A further discussion of the strongest and the weakest points in your opponent's
23 case, but only to the extent that they are more than simply the converse of the weakest and the strongest
24 points in your case.

1 7. The history of settlement discussion, if any, which details the demands and offers
2 which have been made, and the reasons they have been rejected.

3 8. The settlement proposal that you believe would be fair.

4 9. The settlement proposal that you would honestly be willing to make in order to
5 conclude this matter and stop the expense of litigation.

6 The settlement conference statements shall be received in my chambers (U.S. Magistrate Judge
7 Cam Ferenbach, located on the third floor at 333 Las Vegas Boulevard South, Ste. 3005, Las Vegas,
8 Nevada) - not later than **4:00 p.m., November 9, 2021**. **The parties may deliver the confidential**
9 **statement to chambers or statements may be emailed to VCF_Chambers@nvd.uscourts.gov** no later
10 than 4:00PM, November 9, 2021.

11 **DO NOT SERVE A COPY ON OPPOSING COUNSEL. DO NOT DELIVER OR MAIL**
12 **COPIES TO THE CLERK'S OFFICE.**

13 The purpose of the statement is to assist the undersigned Magistrate Judge in preparing for and
14 conducting the settlement conference. In order to facilitate a meaningful conference, your utmost candor
15 in responding to all of the above-listed questions is required. **The settlement statement will be seen by**
16 **no one except the undersigned.** If this case does not settle, the settlement conference statement will not
17 be disclosed to the judge who ultimately presides over the trial. Each statement will be securely
18 maintained in my chambers, and will be destroyed following the conference.

19 DATED this 19th day of October, 2021.

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21 _____
22 CAM FERENBACH
23 UNITED STATES MAGISTRATE JUDGE

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